

#19 Reg Ad Refund
10/01/03

PATENT
Attorney Docket N° P1602US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Brandon A. Grooters
Serial N° : 09/470,537
Filed : December 22, 1999
Group Art Unit : 2614
Examiner : Yenke, Brian P.
For : SYSTEM AND METHOD FOR DISPLAYING EVENT RELATED
ELECTRONIC PROGRAM GUIDE DATA ON INTELLIGENT
REMOTE DEVICES

MS 16

Director of the US PTO
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on September 12, 2003, in a First Class envelope, with sufficient postage thereon, addressed to: MS 16, Director of the US PTO, P.O. Box 1450, Alexandria, VA 22313-1450.

Penny L. Flint

Penny L. Flint

DATED: September 12, 2003

1. REFUND REQUEST

This is a request for a refund with respect to a charge to Deposit Account N° 50-0439 shown on the statement dated September 2003, for the above identified application.

A copy of the monthly statement accompanies this request, along with a copy of the *Notice of Appeal, Transmittal of Appeal Brief, and Petition for a Two Month Extension of Time*.

2. FEES CHARGED FOR WHICH REFUND REQUESTED

AMOUNT OF REFUND REQUESTED

☒ Petition for a Two Month Extension of Time

TOTAL REFUND REQUESTED **\$410.00**

3. EXPLANATION OF WHY CONTENDED CHARGE IS IN ERROR

A *Notice of Appeal* was timely filed on July 8, 2003. Therefore, the deadline to file the *Appeal Brief* is set for September 8, 2003. Said *Appeal Brief* was timely filed on September 4, 2003. A *Petition for a Two Month Extension of Time* was filed in error with the *Transmittal of Appeal Brief*. Applicant respectfully requests a refund of the extension fee.

4. MANNER OF REFUND

Please make refund of \$410.00 by crediting Deposit Account № 50-0439.

Please direct all correspondence to: **CUSTOMER NO. 32718**
MARK WALKER, ESQ.
GATEWAY, INC.
14303 GATEWAY PLACE
POWAY, CA 92064
(858) 848-3449 TELEPHONE
(858) 848-2671 FACSIMILE

DATE: September 12, 2003.

Respectfully submitted,

Gateway, Inc.,

By 
R. Christopher Rueppell
Reg. No. 47,045

Deposit Account Statement

Deposit Account Statement

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Requested Statement Month:

Deposit Account Number:

Name:

Attention:

Address:

City:

State:

Zip:

September 2003
 500439
 GATEWAY, INC.
 NAN MOSER, SD-21
 14303 GATEWAY PLACE
 POWAY
 CA
 92064

DATE	SEQ	POSTING REF	ATTORNEY TXT	DOCKET NBR	FEE CODE	AMT	BAL
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09/02 3	76192874			6005		-\$100.00	\$30,157.00
09/02 4	76192874			6005		-\$100.00	\$30,257.00
09/02 5	76192874			6004		-\$150.00	\$30,407.00
09/02 6	76192874			6004		-\$150.00	\$30,557.00
09/02 7	76192874			6003		-\$100.00	\$30,657.00
09/02 8	76192874			6003		-\$100.00	\$30,757.00
09/02 103	5103499	P1006US00	1553			\$3,150.00	\$27,607.00
09/04 56	09419944	99-1254	1251			\$110.00	\$27,497.00
09/04 57	09419944	99-1254	1402			\$320.00	\$27,177.00
09/05 68	60499665	P1934US00	1005			\$160.00	\$27,017.00
09/05 72	60499662	P1974US00	1005			\$160.00	\$26,857.00
09/05 73	60499663	P1977US00	1005			\$160.00	\$26,537.00
09/05 74	60499664	P1928US00	1005			\$160.00	\$26,377.00
09/08 96	60500004	P1962US00	1005			\$160.00	\$26,217.00
09/08 100	60500181	P1979US00	1005			\$1,300.00	\$24,917.00
09/08 103	09339075	P1352US00	1501			\$6.00	\$24,911.00
09/08 104	09339075	P1352US00	8001			\$320.00	\$24,591.00
09/08 194	10034110	450.232US2	1401			\$84.00	\$24,507.00
09/09 41	09516623	99-1417	1201			\$54.00	\$24,453.00
09/09 42	09516623	99-1417	1202			\$160.00	\$24,293.00
09/09 62	60500488	P1918US00	1005			\$890.00	\$23,403.00
09/09 102	6038614	P1244US00	1551			\$160.00	\$23,243.00
09/10 1	60500493	P1978US00	1005			\$160.00	\$23,083.00
09/10 1	60500495	033680-002	1005			\$320.00	\$22,763.00
09/10 29	09238863	450.253US1	1402			\$160.00	\$22,603.00
09/10 40	60500721	P1980US00	1005			\$320.00	\$22,283.00
09/10 85	09470537	98-0722	1402			\$410.00	\$21,873.00
09/10 86	09470537	98-0722	1252			\$160.00	\$21,713.00
09/10 93	60500628	P1961US00	1005				

START BALANCE \$30,057.00
 SUM OF CHARGES \$9,044.00
 REPLENISH \$700.00
 END BALANCE \$21,713.00

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COPY

Attorney Docket N^o: 98-0722 (P1602US00)
Serial N^o: 09/470,537

Received a NOTICE OF APPEAL, including authorization to charge fees to the Deposit Account, all sent via United States Postal Service in a First Class envelope, with sufficient postage thereon, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 8, 2003.

KINDLY DATE, STAMP AND RETURN TO SENDER
RECEIVED
JUL 14 2003
BY: M.N.



PATENT

Attorney Docket N° 98-0722 (P1602US00)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Brandon A. Grooters
Serial N° : 09/470,537
Filed : December 22, 1999
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COPY

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 1.191)

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on July 8, 2003, in a First Class envelope, with sufficient postage thereon, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Penny L. Flint
Penny L. Flint

DATED: July 8, 2003

Dear Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed April 8, 2003 finally rejecting claims 1-35.

The items checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of:

other than a small entity;
 small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. §1.17(e) the fee for filing the Notice of Appeal is:

<input type="checkbox"/> small entity	\$160.00
<input checked="" type="checkbox"/> other than a small entity	\$320.00

Notice of Appeal fee: \$320.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. §1.136 (fees: 37 C.F.R. §1.17(a)-(d)) for the total number of months checked below:

Extension <u>(months)</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/> one month	\$110.00	\$55.00
<input type="checkbox"/> two months	\$410.00	\$205.00
<input type="checkbox"/> three months	\$930.00	\$465.00
<input type="checkbox"/> four months	\$1,450.00	\$725.00

Extension Fee: \$0.00

If an additional extension of time is required please consider this a petition therefor.

An extension for ____ months has already been secured and the fee paid therefor of \$____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request: \$_____

or

(b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is

Notice of Appeal fee \$ 320.00.

Extension fee (if any) \$ 0.00.

TOTAL FEE DUE: \$ 320.00

5. FEE PAYMENT

Please charge Deposit Account N° 50-0439 the sum of \$320.00. A duplicate of this *Transmittal* is attached for accounting purposes. If any additional extension and/or fee is required, please charge Deposit Account N° 50-0439. If any additional fee for claims is required, please charge Deposit Account N° 50-0439.

Please direct all correspondence to:



MARK WALKER, ESQ.
GATEWAY, INC.
MS SD-21
14303 GATEWAY PLACE
POWAY, CA 92064
(858) 848-3449 TELEPHONE
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DATE: July 8, 2003.

Respectfully submitted,

Gateway, Inc.,

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By 
R. Christopher Rueppell
Reg. N° 47,045